

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

KRAFT FOODS GLOBAL, INC., THE)
KELLOGG COMPANY, GENERAL)
MILLS, INC., and NESTLÉ USA, INC.,)
)
Plaintiffs,) No. 1:11-cv-08808
)
v.) Judge Steven C. Seeger
)
UNITED EGG PRODUCERS, INC.,)
UNITED STATES EGG MARKETERS,)
INC., CAL-MAINE FOODS, INC., and)
ROSE ACRE FARMS, INC.)
)
Defendants.)
)

PLAINTIFFS' MOTION TO FILE UNDER SEAL

Plaintiffs respectfully move the Court for leave to file the exhibits comprised of reports by Dr. Walker attached to Plaintiffs' Motion to Limit any Testimony by Dr. Walker in the Damages Phase under seal, pursuant to Local Rules 5.8 and 26.2. In support of this Motion, Plaintiffs state as follows:

1. Plaintiffs' exhibits to the above-referenced motion, filed today, include Dr. Walker's expert reports, all which have been designated as highly confidential. Pursuant to Local Rule 26.2(c), Plaintiffs have provisionally filed certain exhibits to Plaintiffs' Motion to Limit any Testimony by Dr. Walker in the Damages Phase under seal.
2. As the Seventh Circuit has recognized, a Court may keep documents or portions thereof under seal if "there is good cause for sealing a part or the whole of the record." *Citizens First Nat'l Bank of Princeton v. Cincinnati Ins. Co.*, 178 F.3d 943, 945 (7th Cir. 1999); *see also* Local Rule 26.2(b) (applying "good cause" standard). Accordingly, the Court may seal filings if

there are “legitimate concerns of confidentiality,” *Grove Fresh Dist., Inc. v. Everfresh Juice Co.*, 24 F.3d 893, 898 (7th Cir. 1994).

3. Here, certain exhibits to the present motion contain information designated by Dr. Walker as highly confidential. This presents a legitimate concern of confidentiality and gives good cause to file the noted exhibits to the present motion under seal.

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WHEREFORE, Plaintiffs respectfully request the Court enter an order granting it leave to file the noted exhibits to the Motion under seal.

November 24, 2023

Respectfully submitted,

***Counsel for Plaintiffs Kraft Foods Global, Inc.,
General Mills, Inc., Nestlé USA, Inc. and The
Kellogg Company***

/s/ Brandon D. Fox

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